



04/03/01

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

REQUEST FORM FOR FILING CONTINUING APPLICATION  
UNDER 37 C.F.R. § 1.53(b)

Attorney Docket Number 54320.000008  
 Anticipated Classification Of This Application:  
 Class \_\_\_\_\_ Subclass \_\_\_\_\_

Prior Application: 08/669,304 (54320.000003)  
 Examiner: To Be Assigned  
 Art Unit: To Be Assigned

Assistant Commissioner for Patents  
 Washington, D.C. 20231

Sir:

This is a request for filing a ☐ continuation ☒ divisional application under 37 C.F.R. application under 37 C.F.R. § 1.53(b) of prior Application Serial No. 08/669,304, filed on July 12, 1996, entitled RECOMBINANT HEXOSE OXIDASE. A METHOD OF PRODUCING SAME AND USE OF SUCH ENZYME by the following named inventors Peter STOUGAARD and Ole Chai HANSEN.

1. ☒ Enclosed is a true copy of a prior complete application as originally filed, including the oath or declaration (filed on September 11, 1996). No amendments referred to in the oath or declaration filed to complete the prior application introduced new matter therein.
2. ☒ A Preliminary Amendment is enclosed.
3. ☐ Cancel in this application original claims \_\_\_\_\_ of the prior application before calculating the filing fee.
4. ☒ The filing fee, based on the Preliminary Amendment, is calculated as follows:

FOR	NUMBER FILED	NUMBER EXTRA	RATE	CALCULATIONS
TOTAL CLAIMS	67	47	x \$ 18.00 =	\$ 846.00
INDEPENDENT CLAIMS	3	0	x \$ 80.00 =	\$ 0.00
MULTIPLE DEPENDENT CLAIM(S) (if applicable)			x \$ 270.00	\$ 0.00
BASIC FEE				+ \$ 710.00
TOTAL OF ABOVE CALCULATIONS=				+ \$1,556.00
REDUCTION BY ½ FOR FILING BY SMALL ENTITY (Note 37 C.F.R. 1.9, 1.27, 1.28). IF APPLICABLE, VERIFIED STATEMENT MUST BE ATTACHED.				
TOTAL =				\$1,556.00

5. ☒ The Commissioner is hereby authorized to charge **additional** fees under 37 C.F.R. § 1.16 and § 1.17 which may be required, or credit any overpayment to Deposit Account No. 50-0206.
6. ☒ A check in the amount of \$1,556.00 is enclosed. In the event any variance exists between the amount enclosed and the Patent Office charges, please credit or charge any different to Deposit Account No. 50-0206.
7. ☒ Amend the specification by replacing the first sentence following the heading "CROSS REFERENCE TO RELATED APPLICATIONS" with: --This application is a divisional of U.S. Patent Application Serial No. 08/669,304, filed July 12, 1996, which was a Continuation-in-Part of U.S. Patent Application, Serial No. 08/476,910, filed June 7, 1995, entitled Recombinant Hexose Oxidase, A Method of Producing Same and Use of Such Enzyme.
8. ☐ A verified statement to establish small entity status under 37 C.F.R. §§ 1.9 and 1.27 was filed in prior application Serial No. 08/245,912 and such status is still proper and desired (37 C.F.R. § 1.28(a)).
9. ☐ New formal drawings are enclosed.
10. ☒ The prior application is assigned of record BIOTECKNOLOGISK INSTITUT.

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11. [X] The power of attorney in the prior application is to Stanislaus Aksman.
- a. [X] The power of attorney appears in the original papers in the prior application.
  - b. [ ] Since the power does not appear in the original papers, a copy of the power in the prior application is enclosed.
  - c. [X] Recognize as Associate Attorneys:  
Scott F. Yarnell, Registration No. 45,245  
David H. Milligan, Registration No. 42,893
  - d. [ ] Please remove as power of attorney:
12. [ ] Also enclosed: An INFORMATION DISCLOSURE STATEMENT. Attached is a Form PTO-1449 listing all of the documents cited by Applicant and the PTO in the parent application Serial No. 08/920,870 relied upon 35 U.S.C. § 120. Per Rule 98(d), copies of the listed documents are not required now. Please consider these documents and advise that they have been considered in this new application by returning a copy of the enclosed Form PTO-1449 with the Examiner's initials in the left column per M.P.E.P. 609.
13. [X] Address all future communications to:
- Stanislaus Aksman, Esq.  
Hunton & Williams  
1900 K Street, N.W., Suite 1200  
Washington, D.C. 20006-1109

The undersigned further declares that all statements made herein of his own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that willful false statements may jeopardize the validity of the applications or any patent issuing thereon.

Dated: April 3, 2001

By: Scott Yarnell  
Stanislaus Aksman  
Registration No. 28,562  
Scott F. Yarnell  
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